

Approved: September 7, 2016
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IPSWICH CONSERVATION COMMISSION
Meeting Minutes
August 3, 2016

Pursuant to a written notice posted by the Town Clerk and delivered to all Conservation Commission members, a meeting was held Wednesday, August 3, 2016 at 7:08 p.m. in Room A of the Ipswich Town Hall. Members present were Chairman Jennifer Hughes, Vice-Chair Sissy ffolliott, Commissioners David Standley, Brian O'Neill, Catherine Carney-Feldman and Michele Hunton. Also present was Agent Alicia Geilen and Recording Secretary Cathy Miaskiewicz. Absent with prior notice was William Paulitz.

DEFINITION INDEX:

BVW - Bordering Vegetative Wetland
COC – Certificate of Compliance
CR – Conservation Restriction
CZM - Coastal Zone Management
DCR - Department of Conservation and Recreation
DEP - Department of Environmental Protection
EO – Enforcement Order
ICC – Ipswich Conservation Commission
IRWA – Ipswich River Watershed Association
LIAU – Land in Agricultural Use
LSCSF – Land Subject to Coastal Storm Flowage
LSP – Licensed Site Professional
NOI – Notice of Intent
NDZ – No-Disturbance Zone
O & M Plan – Operations and Maintenance Plan: An O&M plan is an indication that a facility is in continued compliance with applicable regulations and permit conditions
OOC – Order of Conditions
ORAD – Order of Resource Area Delineation
RDA – Request for Determination of Applicability (*below is a list of possible outcomes for RDAs*)
 Negative #2 Determination (NDA)– This is an approval for work in in resource areas
 Negative #3 Determination (NDA)– This is an approval for work in in buffer zones
 Negative #5 Determination (NDA) – This is approval for work that meets the requirements of an exception under the WPA
 Negative #6 Determination– This is an approval for work under the Ipswich Wetland Protection Bylaw
 Positive Determination – This is a denial requiring an NOI to be filed should the applicant wish to pursue
RPA - Riverfront Protection Act
SWM – Storm Water Management
SPP – Small Projects Permit
TEC – Temporary Erosion Controls
WPA – Massachusetts Wetlands Protection Act (310 CMR 10.00 *et seq.*)

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Citizen's Queries: None

Ongoing Matters Being Continued to FUTURE Sessions:

MATTER: 36-_____: Department of Public Works for work town-wide in public rights-of-way (Tax Maps: various Lots: n/a) under a NOTICE OF INTENT for routine roadway maintenance. <i>Request continuance to September 7, 2016.</i>
DISCUSSION: There was no one present for this matter.
RECOMMENDATION OF AGENT: <i>Continue to September 7, 2016</i>
MOTION: <ul style="list-style-type: none"> ◆ A motion was made by Vice-Chair ffollott to continue to September 7, 2016. The motion was seconded by Commissioner Carney-Feldman and passed unanimously.
ACTION ITEMS / SPECIAL INSTRUCTIONS: <ul style="list-style-type: none"> ❖ <i>None</i>
DOCUMENT LIST: <i>Continuation Request.</i>

Requests for Certificates of Compliance:

MATTER: 36-414: 158 Country Club Way, Coppola.
DISCUSSION: Present was Rick Barthelmes of Lynnfield Engineering Inc., representing the applicant. He stated that his client discovered there was an open COC while trying to sell the property. They need the COC to allow closing. The applicant bought the house in 2004 and they have an As-built survey. Agent Geilen showed overlay of the approved plan and the as-built plan, which showed many discrepancies. [Discussion: limit of work/erosion control line/setbacks to wetland line.] It appeared that the Country Club worked on the wetland / swale without authorization. Chairman Hughes stated that the approved wetland line is important, as are the NBZ and NDZ. Mr. Barthelmes stated that the wetland is now a stone-lined channel and is generally larger than was approved in the approved plan. Commissioner Standley noted that the Country Club's responsibility for possible enforcement activities is separate from this matter. Agent Geilen will research the Country Club file to review and to see if Ipswich Country Club was in violation. Chairman Hughes suggested a visit to the subject site by the Commission, to determine the appropriate mitigation, and if the wetland needs to be restored. Mr. Barthelmes suggested changes at the property line by letting it re-vegetate. He will send ICC his overlay of the approved plan and the as-built plan.
RECOMMENDATION OF AGENT: <i>Continue to August 17, 2016.</i>
MOTION: <ul style="list-style-type: none"> ◆ A motion was made by Commissioner Hunton to continue to August 17, 2016. The motion was seconded by Commissioner Carney-Feldman and passed unanimously.
ACTION ITEMS / SPECIAL INSTRUCTIONS: <ul style="list-style-type: none"> ❖ <i>Agent to schedule a site visit</i> ❖ <i>Agent to research Ipswich Country Club files</i>
DOCUMENT LIST: <i>COC request, As-built plan entitled "Record Conditions Plan" dated 7/26/16, prepared by Lynnfield Engineering Inc., and letter of substantial compliance dated 7/27/16, and prepared by Lynnfield Engineering Inc.</i>

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MATTER: 36-1002: 12 Bowdoin Road, Gale.
DISCUSSION: There was no one present for this matter. Agent Geilen gave a review of the matter stating that everything was in accordance with the plan, as confirmed by Inspector Decie, and recommended a full and final COC.
RECOMMENDATION OF AGENT: <i>Issue a full and final COC.</i>
MOTION: <ul style="list-style-type: none"> ◆ A motion was made by Commissioner Standley to issue a full and final COC. The motion was seconded by Commissioner O'Neill and passed unanimously.
ACTION ITEMS / SPECIAL INSTRUCTIONS: <ul style="list-style-type: none"> ❖ <i>None</i>
DOCUMENT LIST: <i>COC request and As-built plan.</i>

MATTER: 36-569: 6 Emery Lane (Lot 2A and 3A), McCarthy. See Enforcement below. Continued from July 20, 2016.
DISCUSSION: This matter was discussed below under "New Notices of Intent, Minor Modifications and Formal Amendments."
RECOMMENDATION OF AGENT: <i>None</i>
MOTION: <ul style="list-style-type: none"> ◆ A motion was made by Commissioner O'Neill to continue to August 17, 2015. The motion was seconded by Vice-Chair ffolliott and passed unanimously.
ACTION ITEMS / SPECIAL INSTRUCTIONS: <ul style="list-style-type: none"> ❖ <i>None</i>
DOCUMENT LIST: <i>No new documents submitted for this matter.</i>

Small Projects Permits

MATTER: 52 North Ridge Road, Stadelmann. Test pits in jurisdictional areas.
DISCUSSION: Present was Larry Graham of H.L. Graham Associates Inc., representing the applicant. He described the Small Project. The septic system needs to be replaced so they need to do test pits. Chairman Hughes asked about erosion control. Agent Geilen stated that the area was flat but that she will add to the Special Conditions to seed, mulch or otherwise stabilize after testing.
RECOMMENDATION OF AGENT: <i>Approve the SPP.</i>
MOTION: <ul style="list-style-type: none"> ◆ A motion was made by Commissioner Carney-Feldman to issue a Small Projects Permit for work as proposed with final stabilization required. The motion was seconded by Commissioner Hunton and passed unanimously.
ACTION ITEMS / SPECIAL INSTRUCTIONS: <ul style="list-style-type: none"> ❖ <i>None</i>

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DOCUMENT LIST:

Small Permit Project Application and Plan entitled "Plum Island Sound" not dated.

MATTER: 57 Argilla Road, Kelley/Bergeron. Replace in kind an existing deck.

DISCUSSION: Present was Kevin Kelley and Timothy Bergeron. Agent Geilen gave a review of the matter. Aerial photos showed estimated distance from deck to wetlands. Agent Geilen recommended they add sonotube footings and re-seed any unstabilized areas. Commissioner Standley recommend they mulch until appropriate time for grass seed.

RECOMMENDATION OF AGENT:

Approve the SPP.

MOTION:

◆ **A motion was made by Commissioner Standley to approve the Small Projects Permit as discussed. The motion was seconded by Commissioner Carney-Feldman and passed unanimously.**

ACTION ITEMS / SPECIAL INSTRUCTIONS:

❖ *None*

DOCUMENT LIST:

Small Permit Project Application and Plan entitled "Replacement Deck Sketch" not dated.

New Notices of Intent, Minor Modifications and Formal Amendments:

MATTER: 36-1301: Timothy McCarthy for work at **6 Emery Lane** shown on **Tax Map: 30C Lot: 080** for an after-the-fact **NOTICE OF INTENT to construct a brick patio, concrete pad, bluestone walkway, retaining wall, rebuilding of headwalls and the relocation of a buffer zone replication area** in jurisdictional areas.

DISCUSSION: Present were Mike DeRosa of DeRosa Environmental Consulting Inc. and applicant Michele McCarthy. Mr. DeRosa presented the matter. Mr. DeRosa stated this was an after-the-fact for the patio, deck, front access and retaining wall as well as creating NDZ's required by 3G-569. [Discussion: Approved Plan vs. As Built Plan shown.] They have added additional NDZ (Area D and Area E) and added square footage of NDZ. They are converting lawn to native plantings. The original OOC did not include provisions for walkways and deck spaces associated with the home. The work that was completed was included as part of the after-the-fact NOI Application. The retaining wall was not on the approved plan but Mr. DeRosa was hoping that ICC would let it stay because of the steep slope. Commissioner Carney-Feldman asked about managing the invasives. She suggested using gray dogwood or clethera by the driveway instead of wildflower mix. Chairman Hughes suggested that they move two NDZ markers near the patio toward the house and move the NDZ by the walkway and driveway toward the wetland line and allow patio to be edged with mulch or stone to show the line. Agent Geilen reviewed her Agent's Report:

1. *There is another old OOC in Tim McCarthy's name to be closed out (36-933 for 59 Mitchell Road).*
2. *She was unable to tell what's being planted in Area C or D. It should be more than just wildflowers. It should be native ground cover, herbaceous and shrubs.*
3. *Area E should be more than just wildflowers. It should be native ground cover, herbaceous and shrubs.*
4. *The planting plan for the Area B is too sparse and not diverse enough. It should have at least 3 native shrub species, and also a native groundcover, in addition to the lupines and bunch grass.*
5. *The wetland restoration area work seems to go on the adjacent property. Do they have property owner permission for that?*
6. *All NDZ markers should be granite.*
7. *DEP commented on the lack of BVW impact numbers on the NOI, but that is being managed under the EO, so*

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<p><i>it's not an issue.</i></p> <p>[Discussion: granite vs. stone markers.] Mr. DeRosa prefers large boulders if possible. Commissioner Standley wanted all granite as did Commissioner O'Neill. Mrs. McCarthy wanted 2 granite near house and 2 boulders (large). Mr. DeRosa stated all would have plaques. Commissioner Carney-Feldman and Chairman Hughes wanted stone. Commissioner Standley reminded the Commission that this was an enforcement action. (<i>See EO below.</i>)</p>
<p>RECOMMENDATION OF AGENT: <i>Continue to August 17, 2016 for revised planting and restoration plans.</i></p>
<p>MOTION:</p> <p>◆ A motion was made by Commissioner O'Neill to continue to August 17, 2015 for revised planting and restoration plans. The motion was seconded by Vice-Chair ffolliott and passed unanimously.</p>
<p>ACTION ITEMS / SPECIAL INSTRUCTIONS: ❖ <i>None</i></p>
<p>DOCUMENT LIST: <i>Packet entitled "After-the-fact Notice of Intent" including Mandatory Pre-filing Checklist, WPA Form 3 Notice of Intent Application, NOI Wetland Fee Transmittal Form, Ipswich Wetlands Protection By-law Filing Fee Calculation Worksheet, Plan entitled "Fig 2a, After-the-fact Notice of Intent" dated 7/20/16, and prepared by DeRosa Environmental Inc., Plan entitled "Figure 2b, Site Plan of Land (1998)" dated 5/26/98, and prepared by Meridian Associates, Inc., Plan entitled "Figure 2c, Restoration Area Summary (Areas A-D)" dated 6/29/16, and prepared by Meridian Associates, Inc., Plan entitled "Figure 2d, Buffer Zone Restoration Plan (ATF-NOI)" dated 6/29/16, and prepared by DeRosa Environmental Inc., Legal Ad and Locus Map, Notification of Abutters, Abutters List, Affidavit of Service and Agent's Report for August 3, 2016.</i></p>

Ongoing Notices of Intent, Minor Modifications and Formal Amendments:

<p>MATTER: 36-1299: Tim Lattrell for work at 6 Fox Creek Road & 198 Argilla Road shown on Tax Map: 44 Lots: 8A & 7 respectively for a NOTICE OF INTENT to remove damaged trees in jurisdictional areas. <i>Continued from July 20, 2016.</i></p>
<p>DISCUSSION: Present was Larry Graham of H.L. Graham Associates. He stated that they would not be removing trees #28 and #30 which were on the removal plan. Chairman Hughes said that after the site visit they determined that these two trees were not as bad burnt and were lower on the slope.</p>
<p>RECOMMENDATION OF AGENT: <i>Close the public hearing, and issue a positive OOC with Special Conditions as amended, to be held pending receipt of a revised plan to reflect the changes made at the site visit.</i></p>
<p>MOTION:</p> <p>◆ A motion was made by Vice-Chair Standley to close the public hearing. The motion was seconded by Commissioner Carney-Feldman and passed unanimously.</p> <p>◆ A motion was made by Commissioner Hunton to issue a Positive OOC with Special Conditions as amended to be held pending receipt of a revised plan to reflect the changes made at the site visit. The motion was seconded by Commissioner Carney-Feldman and passed unanimously.</p>
<p>ACTION ITEMS / SPECIAL INSTRUCTIONS: ❖ <i>Agent Geilen to give original OOC to Mr. Graham</i></p>
<p>DOCUMENT LIST: <i>No new documents submitted.</i></p>

MATTER: 36-1300: John T. Riley for work at **29 Pineswamp Road** shown on **Tax Map: 41A Lot: 42** for a **NOTICE OF INTENT** to **install underground electric and communication lines and clear trees for route and construct gravel drive** in jurisdictional areas. *Continued from July 20, 2016.*

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DISCUSSION: Present was Larry Graham of H.L. Graham Associates. Mr. Graham presented the matter stating changes that were made: notes added under infiltration system instructions; filter fabric on sides added; revision data on plan; fee payment submitted. An O&M plan was not submitted, but they did submit an O&M statement, which Agent Geilen will attach to the OOC. [Discussion: replanting plan.] Agent Geilen stated that Beth O'Connor, Open Space Administrator had recommended 1 or 2 highbush blueberry (*Vaccinium corymbosum*) bushes in the northern portion of the plan and 3 or 4 chokeberry (*Aronia arbutifolia*) bushes toward the road. [Discussion: types of shrubs.] Commissioner Carney-Feldman stated she would like to see bayberry and that whoever maintains it should be part of the record. Chairman Hughes stated the applicant should maintain plants for one year, and there should be NDZ markers every 50 feet along the gravel driveway to the new house. Agent Geilen will add this to Special Conditions. Waivers were requested for NDZ and NBZ.

RECOMMENDATION OF AGENT:

Close the public hearing, and issue a positive OOC with Special Conditions as amended.

MOTION:

- ◆ **A motion was made by Commissioner Carney-Feldman to accept the waiver request for NBZ and NDZ. The motion was seconded by Vice-Chair ffolliott and passed unanimously.**
- ◆ **A motion was made by Commissioner Carney-Feldman to close the public hearing. The motion was seconded by Vice-Chair ffolliott and passed unanimously.**
- ◆ **A motion was made by Commissioner Standley to issue a Positive OOC as amended. The motion was seconded by Commissioner O'Neill and passed unanimously.**

ACTION ITEMS / SPECIAL INSTRUCTIONS:

- ❖ *Original OOC to Mr. Graham*

DOCUMENT LIST:

Revised Plan entitled "Permit Plan" dated 7/27/16, and prepared by Graham Associates, Inc. and Plan entitled "Proposed Plantings for Parking Area at Turkey Hill Conservation Area" dated 7/27/16 and prepared by Graham Associates, Inc.

MATTER: 36-1298: Brian Hoesly for work at **88 North Ridge Road** shown on **Tax Map: 15B Lot: 008B** for a **NOTICE OF INTENT** to **replace existing stairs on coastal bank.** *Continued from July 20, 2016.*

DISCUSSION: Present was Larry Graham of H.L. Graham Associates. Mr. Graham presented the matter. Agent Geilen discussed the aerial photos, with one from 1990 showing some stairs. Chairman Hughes stated that it looked like brick portion went in around 2013-2014. Mr. Graham stated the applicant bought the property in 2014. Chairman Hughes stated that mitigation plantings were supposed to be at top of bank, as required by a previous OOC, and advised them to put planting back in with NDZ monumentation. She recommended 3 NDZ markers, one at each property line and one in the middle. Mr. Graham discussed the plan to replace existing stairs on coastal bank. [Discussion: replacement stair design, compared with existing.] The revised plans propose a breakaway section at the bottom, a shorter platform, and grass between granite steps on flatter section. Chairman Hughes suggested they condition for minor pruning (to keep vegetation off stairs) and no use of herbicides, stating specifically that this includes the areas near and under the stairs.

RECOMMENDATION OF AGENT:

Continue to August 17, 2016 for revised plans.

MOTION:

- ◆ **A motion was made by Commissioner Carney-Feldman to continue to August 17, 2016. The motion was seconded by Vice-Chair ffolliott and passed unanimously.**

ACTION ITEMS / SPECIAL INSTRUCTIONS:

- ❖ *None*

DOCUMENT LIST:

No new documents submitted.

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Enforcement Matters:

This matter was taken out of order and discussed with the NOI above.

MATTER: 36-569: 6 Emery Lane (Lot 2A and 3A), McCarthy. <i>Continued from July 20, 2016.</i>
DISCUSSION: <i>Note: Discussed with NOI above.</i> Present were Mike DeRosa of DeRosa Environmental Consulting Inc. and applicant Michele McCarthy. Mr. DeRosa stated that the soils data was collected on June 3, 2016. They have a restoration plan to take the fill material out. They will take it down to grade and remove fill soils to preexisting grade with a 2 year maintenance plan. They brought trees back and added all native plants. Commissioner Standley asked when they would be doing the work. Mr. DeRosa stated due to the drought, most likely next spring. Agent Geilen questioned the restoration area in relation to Area C. Chairman Hughes stated that this area should be part of the NDZ. Mr. DeRosa stated in this area they plan to leave it and let it grow back in wild. Agent Geilen asked about plant density and discussed trees, plantings and square footage. Chairman Hughes suggested they take a look at the numbers and make sure it works out. Agent Geilen suggested they add shrubs (e.g., dogwood). Mr. DeRosa will calculate the densities.
RECOMMENDATION OF AGENT: <i>None</i>
MOTION: <ul style="list-style-type: none"> ◆ A motion was made by Vice-Chair ffolllott to continue to August 17, 2016. The motion was seconded by Commissioner Hunton and passed unanimously.
ACTION ITEMS / SPECIAL INSTRUCTIONS: <ul style="list-style-type: none"> ❖ <i>None</i>
DOCUMENT LIST: <i>Packet entitled "Wetland Restoration Plan" dated 7/20/16, and prepared by DeRosa Environmental Inc., Plan entitled "Fig 2a, Approved Plans for 1998 Order of Conditions" dated 4/20/98, and prepared by Meridian Associates, Inc., Plan entitled "Figure 2b, As-Built Plan)" dated 4/25/16, and prepared by Meridian Associates, Inc., Plan entitled "Figure 2c, Soils Boring Data" dated 6/29/16, and prepared by DeRosa Environmental Inc., Plan entitled "Figure 2d, Wetland Restoration Plan (EO)" dated 6/29/16, and prepared by DeRosa Environmental Inc., and Agent's Report for August 3, 2016.</i>
MATTER: 36-1252: 76 Clark Road, Roberts.
DISCUSSION: There was no one present for this matter. Agent Geilen stated that the homeowner had approval under an OOC for a new septic, small bump out on the house, and add a side deck in place of a paved walkway; but instead it is a for a tear-down and rebuild of the house on the same foundation, and replacement of the deck. They will be submitting an after-the-fact formal amendment for this work.
RECOMMENDATION OF AGENT: <i>To confirm the EO.</i>
MOTION: <ul style="list-style-type: none"> ◆ A motion was made by Commissioner Standley to confirm the EO as issued. The motion was seconded by Commissioner O'Neill and passed unanimously.
ACTION ITEMS / SPECIAL INSTRUCTIONS: <ul style="list-style-type: none"> ❖ <i>None</i>
DOCUMENT LIST: <i>Enforcement Order.</i>

Other Business:

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MATTER: Update of impending NOI: 36-81: Site Management Plan: Miles River Sand and Gravel; 64 Paradise Road.
DISCUSSION: There was no one present for this matter. Agent Geilen stated that the applicant needed to hire an engineer so more time was needed.
RECOMMENDATION OF AGENT: <i>To continue to September 7, 2016.</i>
MOTION: <ul style="list-style-type: none"> ◆ A motion was made by Commissioner Carney-Feldman to continue to September 7, 2016. The motion was seconded by Vice-Chair ffolliott and passed unanimously.
ACTION ITEMS / SPECIAL INSTRUCTIONS: <ul style="list-style-type: none"> ❖ <i>None</i>
DOCUMENT LIST: <i>None</i>

MATTER: Update on Emergency Certificate for 48 County Street.
DISCUSSION: Present was applicant and owner John Bruni. Mr. Bruni presented the revised plans and expressed wanting to start as soon as possible. Agent Geilen stated that she had sent him an email to submit an NOI, in case the C was not approved, and if additional time is needed for the work. Mr. Bruni did not think the rest of the work for the NOI would happen this year, so that is why he did not file. He just wanted the repair done as soon as possible for what he thought was an emergency due to public use of the river. Chairman Hughes stated that the applicant should have filed the NOI in June or July, that she did not think this was an emergency and that he had time to file an NOI. Commissioner Standley stated that the plan before them includes removal of two trees. He stated that the root mass would have to be removed to do the work and that the root mass looked to be critical to the area, increasing the risk. Commissioner Standley stated that work could not be done by hand and that large equipment would be needed and would have to be lowered by a crane from the street. Work is also limited to tides. He felt they did not have an appropriate plan to do the work and was concerned about a way to support the garage. The Commission needs advice of independent engineer, a coastal structures engineer with sea wall experience to advise the Commission and come up with a temporary stabilization solution. Mr. Bruni stated that his stone mason went down into the river bed and was confident he could build a solution designed by the engineer to take care of the problem and solve the emergency within one week. Mr. Bruni stated that he understood this was a long term problem. Commissioner Standley was still concerned about how the work could be accomplished in a safe way without damage to the environment. A lally column used to anchor to the ledge and could be installed to hold the garage in place. He stated that Mr. Bruni had a legitimate concern but was skeptical that the plan was the best way to move forward. Mr. Bruni was concerned of the urgency of the matter because when the water comes with such force it may cause more damage. Chairman Hughes still felt this was not appropriate project for an EC and recommended submitting an NOI. Agent Geilen recommended filing the after-the-fact NOI anyway. Agent Geilen will find a Peer Review Engineer (to be paid for by the applicant). If the engineer approves the plan, she will issue the EC. If the Peer Reviewer offers temporary measure that is acceptable to Mr. Bruni, the Agent will issue the EC.
RECOMMENDATION OF AGENT: <i>Submit an NOI for work.</i>
MOTION: <ul style="list-style-type: none"> ◆ N/A
ACTION ITEMS / SPECIAL INSTRUCTIONS: <ul style="list-style-type: none"> ❖ <i>None</i>
DOCUMENT LIST: <i>None</i>

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MATTER: 36-1253: 27 Water Street. Update on 21E investigation (sampling plan acceptance; Irwin cost Change Order).
DISCUSSION: Agent Geilen gave a review of the matter. After 4 reviews and 3 reports the applicant now has an acceptable sampling plan. Then the applicant's Licensed Site Professional (LSP) obtained prices for completing the sampling and analysis, which were reported to be \$60,000. Subsequently, the Agent's was told by the applicant's attorney that the cost will be \$75-95,000. Agent Geilen read a quote from the applicant's attorney, David Ankeles: <i>"I was told that the cost to perform the analytical based on the current sampling plan is going to be a minimum of \$75,000 and possibly close to \$95,000. If the Commission is willing to sit down and discuss the matter reasonably I'll be happy to come before them. If the Commission is not of a mind to do that, then I will refer the matter out. At that cost, I believe that Roger's civil rights are not being respected."</i> Chairman Hughes asked what "refer the matter out" meant. Agent Geilen said that meant the applicant would sue the town. Agent Geilen stated that there was a requirement in the OOC that a peer reviewer review the plan to ensure that the site was suitable for residential development. The LSP Peer Reviewer, Andy Irwin, believes the final sampling plan is needed to determine this. Commissioner Hunton suggested that the applicant could get another quote from another lab at a cheaper cost. Agent Geilen stated that the peer reviewer recommended that ICC accept the plan and she also recommended they accept the sampling plan. Agent Geilen also noted that the peer review had gone over budget, and asked what to do about the overage. Chairman Hughes stated to send the bill to the applicant because he agreed to the Peer Review. Chairman Hughes also stated that the applicant had not appealed the OOC, which required the 21e investigation with peer review oversight, and would not negotiate that requirement away.
RECOMMENDATION OF AGENT: <i>none</i>
MOTION: <ul style="list-style-type: none"> ◆ A motion was made by Commissioner Carney-Feldman to accept the sampling plan. The motion was seconded by Commissioner Standley and passed unanimously.
ACTION ITEMS / SPECIAL INSTRUCTIONS: <ul style="list-style-type: none"> ❖ <i>None</i>
DOCUMENT LIST: <i>None</i>

MATTER: "Goats to Go" as Vegetation Management Tool.
DISCUSSION: There was no one present for this matter, Agent Geilen gave a review of the matter regarding maintaining right-of-way with goats. Some applicants have requested goats for poison ivy management. Chairman Hughes stated they need to consider on a case-to-case basis.
RECOMMENDATION OF AGENT:
MOTION: <ul style="list-style-type: none"> ◆ N/A
ACTION ITEMS / SPECIAL INSTRUCTIONS: <ul style="list-style-type: none"> ❖ <i>None</i>
DOCUMENT LIST: <i>None</i>

MATTER: Consideration to Establish a Conservation Fund for "in-lieu of" fees for stormwater management and/or mitigation.
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DISCUSSION: This was a matter discussed by the Commission. [Discussion: requirements by the town/permits/bylaws may have to change/stormwater bylaw may have to be amended/Commissioner Standley not in favor of this.]
RECOMMENDATION OF AGENT:
MOTION: ♦ N/A
ACTION ITEMS / SPECIAL INSTRUCTIONS: ❖ <i>None</i>
DOCUMENT LIST: <i>None</i>

Tabled Matters and Discussion Items:

Interim Reports of Special Project Subcommittees

Approval of Minutes: 5/4/16, 6/15/16, and Bylaw Regulation Subcommittee minutes of 2/1/16

♦ A motion was made by Commissioner Standley to approve the minutes for the Bylaw Regulation Subcommittee meeting held on February 1, 2015. The motion was seconded by Commissioner Hunton and passed unanimously.

♦ A motion was made by Commissioner Standley to approve the minutes from the May 4, 2016 and June 15, 2015 meetings. The motion was seconded by Commissioner Carney-Feldman and passed with one abstention by Commissioner Hunton who was not present at the meetings.

Document Signage: (No Vote Required)

SPP for 14 North Ridge Road (Keady).

Adjournment:

♦ A motion was made by Vice-Chair ffollott to adjourn at 9:33 p.m. The motion was seconded by Commissioner Standley and passed unanimously.

Respectfully submitted,



Cathy Miaskiewicz
 Recording Secretary

These minutes are the summary of a taped meeting and of secretarial notes. As such, the Ipswich Conservation Commission reserves the right to supplement these minutes with tapes and vice versa, to reflect the proceedings. The Ipswich Conservation Commission does not guarantee the quality of the tapes, nor does it exclusively rely upon them.